

SECOND AMENDED

Serial No.

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. JUL 29 1980
Returned to applicant for correction. JAN 16 1981
Corrected application filed. MAR 2 1981 Map filed. MAR 2 1981 under 41944
The applicant. D. C. Day
Star Route Box 33 of Alamo
Street and No. or P.O. Box No. City or Town
Nevada 89001 hereby make S application for permission to change the
State and Zip Code No.
Place and manner of use of a portion
of water heretofore appropriated under Permit No. 19598 - Certificate No. 7303

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is underground
Name of stream, lake, underground, spring or other source.
2. The amount of water to be changed. 0.11 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for commercial
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore used for irrigation and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point located within the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$
of Section 36, T3S, R55E, MDB&M, Lincoln County, Nevada; or at
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be
a point from which the E $\frac{1}{4}$ Corner of said Section 36, T3S, R55E,
stated. MDB&M, bears N 47°10'E 3748 feet.
6. The existing point of diversion is located within. Same as item 5

If point of diversion is not changed, do not answer.

7. Proposed place of use. NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 36, T3S, R55E, MDB&M
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
Lincoln County, Nev.

8. Existing place of use. NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ Section 36, T3S, R55E, MDB&M
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
Lincoln County, Nev.

9. Use will be from Jan. 1st to Dec. 31st of each year.
Month and Day Month and Day
10. Use has been from Jan. 1st to Dec. 31st of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Drilled well - pump and motor
State manner in which water is to be diverted, whether by dam or other works,

whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works \$20,000.00
13. Estimated time required to construct works 2 years
14. Estimated time required to complete the application of water to beneficial use 5 years
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water to be used to serve a proposed motel

(See previous amended)

Compared sb/ b1 js/bc Applicant D. C. Day

By s/Phil Hulse (AGENT)
PO Box 700
Pioche, Nevada 89043

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the manner of use and place of use of a portion of the waters of an underground source as heretofore granted under Permit 19598, Certificate 7303 is issued subject to the terms and conditions imposed in said Permit 19598, Certificate 7303 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.11 cubic feet per second, but not to exceed 10.54 million gallons annually.

Actual construction work shall begin on or before _____

Proof of commencement of work shall be filed before _____

Work must be prosecuted with reasonable diligence and be completed on or before May 17, 1986

Proof of completion of work shall be filed before June 17, 1986

Application of water to beneficial use shall be made on or before May 17, 1988

Proof of the application of water to beneficial use shall be filed on or before June 17, 1988

Map in support of proof of beneficial use shall be filed on or before June 17, 1988

Commencement of work filed _____ IN TESTIMONY WHEREOF, I PETER G. MORROS

Completion of work filed _____ State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed _____ my office, this 17th day of May,

Cultural map filed _____ A.D. 19 85

Certificate No. _____ Issued NOV 6 1987 State Engineer

2407 (Rev. 10-79) OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

STATE ENGINEER